

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

JONATHAN L. MACKSON, SR.,

No. C 11-00868 SBA (PR)

Plaintiff,

**ORDER DIRECTING CLERK OF
COURT TO TERMINATE ACTION**

v.

RANDY GROUNDS, et al.,

Defendants.

/

Pursuant to the notice of voluntary dismissal of this action filed by Plaintiff on January 11, 2012, this action is terminated. See Fed. R. Civ. P. 41(a)(1)(A)(i) ("[A]n action may be dismissed by the plaintiff without order of the court . . . by filing a notice of dismissal."); Hamilton v. Shearson-Lehman Am. Exp. Inc., 813 F.2d 1532, 1534-1536 (9th Cir. 1987) (Rule 41(a)(1)(A)(i) does not require leave of court to dismiss the action). The dismissal is without prejudice. See Fed. R. Civ. P. 41(a)(1)(B) (unless plaintiff's notice of dismissal states otherwise, it is deemed to be "without prejudice"); Humphreys v. United States, 272 F.2d 411, 412 (9th Cir. 1959).

The Clerk of the Court shall close the file. This Order terminates Docket no. 23.

IT IS SO ORDERED.

DATED: 1/18/12


SAUNDRA BROWN ARMSTRONG
United States District Judge

1
2 UNITED STATES DISTRICT COURT
3 FOR THE
4 NORTHERN DISTRICT OF CALIFORNIA
5

6 JONATHAN L MACKSON SR,
7 Plaintiff,
8 v.
9 / et al,
10 Defendant.

Case Number: CV11-00868 SBA

CERTIFICATE OF SERVICE

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
12 Court, Northern District of California.

13 That on January 18, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said
14 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
15 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle
16 located in the Clerk's office.

17 Jonathan L. Mackson D-98163
18 Cedar Hall A-107L
19 P.O. Box 600
20 Chino, CA 91708

21 Dated: January 18, 2012

22 Richard W. Wiking, Clerk
23 By: LISA R CLARK, Deputy Clerk

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